

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

USA,

Plaintiff,

v.

JUAN CARBAJAL-MAGANA,

Defendant.

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Civ. No. 07-131-JJF

ORDER

AND NOW, this **23rd day of October, 2007**, the Court having held a teleconference with counsel regarding concerns that the Defendant may not be competent to understand the nature and consequences of the proceedings against him and to assist properly in his defense,

IT IS HEREBY ORDERED that, should defense counsel continue to believe that the Court should order a psychological examination of the Defendant, defense counsel shall no later than **October 25, 2007** file a written motion pursuant to **18 U.S.C. Section 4241**. Such motion should address: whether there is "reasonable cause" to grant the motion; whether the Court has authority to order the Defendant to be detained at a particular facility and, if so, whether the Court should exercise such authority; if assignment to a specific facility is requested, what efforts have been made to arrange for a psychological examination at that facility; and whether the government is opposed to the relief requested.



UNITED STATES MAGISTRATE JUDGE